

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors: David Stinson, et al.

Serial Number: 10/615,417

Filing Date: July 8, 2003

Issued Patent No.: **7,074,238**

Issued: July 11, 2006

Title: **PROSTHESES, TOOLS AND METHODS  
FOR REPLACEMENT OF NATURAL  
FACET JOINTS WITH ARTIFICIAL  
FACET JOINT SURFACES**

**CONFIRMATION NO: 7968**

**FILED ELECTRONICALLY 10/27/2006**

**REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT  
FOR OFFICE MISTAKE (37 C.F.R. §1.322) AND  
APPLICANT MISTAKE (37 C.F.R. §1.323)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
ATTN: Certificate of Correction Branch

Sir:

It is noted that errors of a minor nature or character appears in this patent due to mistakes on the part of the Office and on the part of the Applicants, as more fully described below. The Patentee believes that correction thereof does not involve such changes in the patent as would constitute new matter or would require re-examination of the patent. A certificate of correction is therefore requested.

Attached hereto is Form PTO/SB/44 which is suitable for printing.

1. Mistakes on the Part of the Office:

In reviewing the issued Patent, Applicants noted the following errors, which Applicant's believe are attributable to the Patent Office. These errors are located in the issued Patent at:

Requested Correction	Support for Correction found in the Amendment Under 37 C.F.R. §1.111, dated September 16, 2005
In Claim 7, at Column 11, line 12, please change: "traverses" to -- traverse --.	Page 4, Claim 12, line 2
In Claim 10, at Column 11, line 21, please change: "to" to -- the --.	Page 4, Claim 22, line 1
In Claim 12, at Column 11, line 29, please delete: " , " between the words "right" and "and".	Page 4, Claim 34, line 1
In Claim 50, at Column 13, line 61, please change: "lemma" to -- lamina --.	Page 10, Claim 82, line 2
In Claim 59, at Column 14, line 36, please change: "tote" to -- to the --.	Page 11, Claim 91, line 2
In Claim 79, at Column 15, line 67, please change: "clement" to -- element --.	Page 14, Claim 111, line 7
In Claim 81, at Column 16, line 8, please change: "he" to -- the --.	Page 14, Claim 113, line 1
In Claim 89, at Column 17, line 2, please change: "lemma" to -- lamina --.	Page 16, Claim 122, line 2
In Claim 101, at Column 18, line 14, please change: "89" to -- 99 --.	Page 17, Claim 134, line 1

2. Mistakes on the Part of the Applicants:

Applicants respectfully request the corrections to the language in the issued Patent indicated in order to conform to the language of the claims to the Examiner's amendment to

Claim 118 (Claim 86 of the instant patent), as amended in the Notice of Allowability,  
Examiner's Amendment, Page 2. The changes requested are:

In Claim 17, at Column 11, line 61, please change:  
"vertebra contact surfaces" to -- vertebral contact surfaces --.

In Claim 17, at Column 11, line 62, please change:  
"vertebra surfaces" to -- vertebral surfaces --.

In Claim 82, at Column 16, lines 12-13 and 13-14, please change each  
occurrence of: "vertebra contact surfaces" to -- vertebral contact surfaces --.

Applicants also respectfully request correction to the language in the issued Patent in  
order to correct an error in antecedent basis. The changes requested are:

In Claim 26, at Column 12, lines 24-25, please change:  
"attachment element" to -- attachment mechanism --.

In Claim 28, at Column 12, line 36, please change:  
"attachment element" to -- attachment mechanism --.

Applicants respectfully request the noted corrections below to correct an imperceptible  
strikethrough mark in the following claims.

In Claim 69, at Column 15, line 20, please change:  
"traverses" to -- traverse --.

In Claim 77, at Column 15, line 52, please change:  
"traverses" to -- traverse --.


In Claim 85, at Column 16, line 25, please change:  
"traverses" to -- traverse --.

Please charge the processing fee under 37 CFR 1.20(a) of \$100.00 to Deposit Account  
No. 23-2415 (Docket No. 29914-703.201).

The Commissioner is authorized to charge any additional fees which may be required, including petition fees, or credit any overpayment to Deposit Account No. 23-2415 (Docket No. 29914-703.201).

Respectfully submitted,

Dated: October 27, 2006

By:   
Cecily Anne O'Regan  
Registration No. 37,448

WILSON SONSINI GOODRICH & ROSATI  
650 Page Mill Road  
Palo Alto, California 94304  
Telephone: (650) 849-3207  
Customer No. 21971

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 1 of 2

PATENT NO. : 7,074,238  
APPLICATION NO.: 10/615,417  
ISSUE DATE : July 11, 2006  
INVENTOR(S) : David Stinson, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In Claim 7, at Column 11, line 12, please change:  
"traverses" to -- traverse --.

In Claim 10, at Column 11, line 21, please change:  
"to" to -- the --.

In Claim 12, at Column 11, line 29, please delete:  
", " between the words "right" and "and".

In Claim 17, at Column 11, line 61, please change:  
"vertebra contact surfaces" to -- vertebral contact surfaces --.

In Claim 17, at Column 11, line 62, please change:  
"vertebra surfaces" to -- vertebral surfaces --.

In Claim 26, at Column 12, lines 24-25, please change:  
"attachment element" to -- attachment mechanism --.

In Claim 28, at Column 12, line 36, please change:  
"attachment element" to -- attachment mechanism --.

In Claim 50, at Column 13, line 61, please change:  
"lemma" to -- lamina --.

In Claim 59, at Column 14, line 36, please change:  
"tote" to -- the --.

### MAILING ADDRESS OF SENDER (Please do not use customer number below):

Cecily Anne O'Regan  
Wilson, Sonsini, Goodrich & Rosati  
650 Page Mill Road, Palo Alto, CA 94304-1050

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Page 2 of 2

PATENT NO. : 7,074,238  
APPLICATION NO.: 10/615,417  
ISSUE DATE : July 11, 2006  
INVENTOR(S) : David Stinson, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In Claim 69, at Column 15, line 20, please change:  
"traverses" to -- traverse --.

In Claim 77, at Column 15, line 52, please change:  
"traverses" to -- traverse --.

In Claim 79, at Column 15, line 67, please change:  
"clement" to -- element --.

In Claim 81, at Column 16, line 8, please change:  
"he" to -- the --.

In Claim 82, at Column 16, lines 12-13 and 13-14, please change each occurrence:  
"vertebra contact surfaces" to -- vertebral contact surfaces --.

In Claim 85, at Column 16, line 25, please change:  
"traverses" to -- traverse --.

In Claim 89, at Column 17, line 2, please change:  
"lemma" to -- lamina --.

In Claim 101, at Column 18, line 14, please change:  
"89" to -- 99 --.

### MAILING ADDRESS OF SENDER (Please do not use customer number below):

Cecily Anne O'Regan  
Wilson, Sonsini, Goodrich & Rosati  
650 Page Mill Road, Palo Alto, CA 94304-1050

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*